

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No. 3675-030216

First Inventor Shawn D. BUSH

Title Pinch Valve Element for Plumbing Fixture Flush Valve

Express Mail Label No. EL970269916US

03945 U.S. PTO
10/6/74895

092903

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)
2. Applicant claims small entity status.
See 37 CFR 1.27.
3. Specification [Total Pages 22]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R & D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. Drawing(s) (35 U.S.C. 113) [Total Sheets 10]
5. Oath or Declaration [Total Pages 2]
 - a. Newly executed (original or copy)
 - b. Copy from a prior application (37 CFR 1.63(d))

(for continuation/divisional with Box 18 completed)
- i. DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:
 Commissioner For Patents
 Mail Stop Patent Application
 P.O. Box 1450
 Alexandria VA 22313-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
 - a. Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. CD-ROM or CD-R (2 copies); or
 - ii. paper
 - c. Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (1 page)
10. 37 CFR 3.73(b) Statement
(when there is an assignee) Power of Attorney
11. English Translation Document (if applicable)
12. Information Disclosure Statement (IDS)/PTO-1449 Copies of IDS Citations
13. Preliminary Amendment
14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. Other: _____

18. If a CONTINUATING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

Customer Number or Bar Code Label 28289 or Correspondence address below
(Insert Customer No. or Attach bar code label here)

Name	Kirk M. Miles		
	Webb Ziesenhein Logsdon Orkin & Hanson, P.C.		
Address	700 Koppers Building		
	436 Seventh Avenue		
City	Pittsburgh	State	PA Zip Code 15219
Country	United States	Telephone	412-471-8815 Fax 412-471-4094
Name (Print/Type)	Kirk M. Miles	Registration No. (Attorney/Agent)	37,891
Signature	Kirk M. Miles		

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2. {Doc.No.79084}

PATENT APPLICATION TRANSMITTAL LETTER

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Transmitted herewith for filing is the patent application of: Shawn D. Bush

Entitled: "Pinch Valve Element for Plumbing Fixture Flush Valve"

Small Entity Status:

- Small Entity Statement under 37 CFR 1.27 is enclosed
 Small Entity Status is asserted for this application under 37 CFR 1.27

Enclosed are: 10 sheets of drawings
 An Assignment of the invention to: I-CON Systems, Inc.
 Declaration
 Non-Publication Request Under 37 C.F.R. §1.213

CLAIMS AS FILED

<u>No. Filed</u>	<u>No. Extra</u>	<u>Small Entity Rate</u>	<u>Non-Small Entity Rate</u>	<u>Charge</u>
Total				
Claims <u>29</u>	-20 = <u>9</u>	x \$ 9.00	x \$ 18.00	\$ <u>81.00</u>
Indep.				
Claims <u>3</u>	-3 = <u>0</u>	x \$ 42.00	x \$ 84.00	\$ <u>0.00</u>
Multiple Dependent Claim/s		+ \$140.00	+ \$280.00	\$ <u>0.00</u>
Basic Fee		+ \$375.00	+ \$750.00	\$ <u>375.00</u>
		Total of above Charges		\$ <u>456.00</u>
		Total Fee		\$ <u>456.00</u>

Checks in the amounts of \$456.00 and \$40.00 are enclosed to cover the filing fee and assignment recordation.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR 1.16 or patent application processing fees under 37 CFR 1.17 associated with this communication to Deposit Account No. 23-0650. Please refund any overpayment to Deposit Account No. 23-0650.

An original and two copies of this sheet are enclosed.

September 29, 2003
 Date

By Kirk M. Miles

Kirk M. Miles, Esq.
 Registration No. 37,891
 Attorney for Applicant
 700 Koppers Building
 436 Seventh Avenue
 Pittsburgh, PA 15219-1818
 Telephone: 412-471-8815
 Facsimile: 412-471-4094
 E-mail: webblaw@webblaw.com

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: ATTORNEY'S DOCKET NUMBER

Shawn D. Bush **3675-030216**

ENTITLED

"Pinch Valve Element for Plumbing Fixture Flush Valve"

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number **EL970269916US**

Date of Deposit **September 29, 2003**

I hereby certify that the following attached paper or fee

**PATENT APPLICATION TRANSMITTAL LETTER (original and two (2) copies);
SPECIFICATION (16 pp.);
CLAIMS (5 pp.);
ABSTRACT (1 p.);
DRAWINGS (10 sheets);
FEE TRANSMITTAL (1 p.);
DECLARATION (2 pp.);
ASSIGNMENT (1 p.);
RECORDATION COVERSHEET (1 p.);
NON-PUBLICATION REQUEST (1 p.); and
CHECKS IN THE AMOUNTS OF \$456.00 AND \$40.00**

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, Alexandria, VA 22313-1450.

Michelle Pichora

(Typed name of person mailing paper or fee)

Michelle Pichora

(Signature of person mailing paper or fee)

Application No. Not Yet Assigned
Paper Dated: September 29, 2003
Attorney Docket No. 3675-030216

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : Not Yet Assigned
Applicant : Shawn D. Bush
Filed : Concurrently herewith
Title : PINCH VALVE ELEMENT FOR PLUMBING
FIXTURE FLUSH VALVE

NONPUBLICATION REQUEST UNDER 37 C.F.R. § 1.213

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

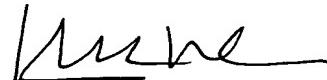
Sir:

The Applicant hereby requests that the above-identified application ("the application"), filed concurrently herewith, not be published under 35 U.S.C. §122(b).

The undersigned hereby certifies that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen (18) months after filing.

Respectfully submitted,

WEBB ZIESENHEIM LOGSDON
ORKIN & HANSON, P.C.

By 

Kirk M. Miles
Attorney for Applicant
Registration No. 37,891
700 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219-1818
Telephone: (412) 471-8815
Facsimile: (412) 471-4094
E-mail: WebbLaw@WebbLaw.com